

TOWN COUNCIL OF LEO-CEDARVILLE
MEETING MINUTES
JULY 19, 2011

ATTENDANCE:

John Clendenen – Council President
John Eastes – Vice President
Paul Steffens
Gordon Liechty, Jr.
Tim Richards
Pamela Spannuth – Clerk-Treasurer

7:00 – Council President Clendenen opened the meeting with the Pledge of Allegiance.

AGENDA – The agenda was unanimously accepted with flexibility.

PUBLIC SPEAKS – Ms. Audrey Queckboerner was present to ask the council what the reasoning is behind considering a sale regulating garage sales within the town. The main reason an ordinance is being considered is to be able to address some sales which are almost year round and can be a nuisance to the neighbors. She inquired as to why the residents who may be turning garage sales into a year-long business can't be considered in violation of the zoning ordinance vs. passing an ordinance governing garage sales. Discussion ensued regarding this topic.

STORMWATER BOARD UPDATE – Mr. Gary Queckboerner, stormwater board chairman, was present to provide an update on the current business of the Stormwater Utility. The utility is holding a special meeting on Thursday, July 21, for the purpose of discussing how to better regulate and define how discharge from personal property such as sump pump drainage, should be handled. He also stated that the board passed their intent to proceed with the planning of the stormwater improvements along Riverdale Drive.

JULY 5, 2011 MINUTES – The July 5, 2011 meeting minutes were approved unanimously with one grammatical correction.

HOSLER ROAD TRAIL PLANNING – Mr. Lauer was present to discuss the proposed Hosler Road Trail. Since the grant was not approved, the council had previously discussed proceeding with the project. Mr. Lauer stated the need for the council to specifically define the scope of this project prior to preparing any engineering estimates or an authorization to proceed. The council specifically discussed different options such as whether the trail should be asphalt or concrete as well as the width of the trail. The council agreed that a concrete path would be more aesthetically pleasing as well as easier to maintain. Mr. Lauer said that the grant application stated that additional right-of-way was to be acquired and the original plans had the trail adjacent to the road and proposed the relocation of 13 poles. He recommended that the council consider allowing room between the trail and the road in case Hosler Road would need

to be widened in the future. The placement of a railing in any areas that the proximity to the road would cause a safety concern was discussed. Mr. Lauer also opened discussion on which side of the road the trail should be located. Whether or not the town should improve the gravel driveway approaches that the trail would cross was discussed as well as whether any right-of-way needing to be acquired could possibly be gifted to the town. Mr. Liechty inquired about placing any infringing utilities underground; Mr. Lauer stated that the voltage on the poles is too high to place them underground.

WAYNE ASPHALT INVOICE – The council discussed an invoice from Wayne Asphalt for a change order that was not submitted to the council prior to the closing of the project. The invoice is for \$425.00 for work done relating to a sinkhole and (2) 12” metal end sections. Mr. Eastes moved to approve the payment of invoice #11122 in the amount of \$425.00 for an unbilled portion of Street Improvement Project 2010-02. Mr. Steffens seconded the motion. The motion passed unanimously.

PONY EXPRESS RUN RETENTION POND – The council sought direction from Mr. Lauer regarding how to enforce the necessary maintenance on the retention pond at the end of Pony Express Run.

PARK BOARD STIPENDS – Mr. Clendenen briefed the council on the policy for stipends for park board members. He stated that according to Indiana Code, the stipend for park board members cannot exceed \$300.00 per year. The way the salary ordinance was written this maximum would be exceeded if the board meets more than twelve times per year. Discussion ensued on whether or not the correct code section is being referred to; Mr. Clendenen stated that this was also discussed and confirmed with the town attorney. The ordinance amendment proposed stated that the stipend be \$25.00 per month, to be paid on a quarterly basis. Mr. Clendenen moved to amend section 5 to read “the board members will be paid a stipend of \$25.00 per month, with payment to be made quarterly.” Mr. Eastes seconded; the motion passed unanimously. The park board will be requested to amend their annual salary ordinance accordingly.

ORDINANCE CHANGE & PASSAGE DISCUSSION – Mr. Clendenen recommended that the council review and consider amending Ordinance 2008-01, regarding the manner in which ordinances are passed. He stated that it may be wise to consider providing a clause stating that administrative changes and clarifications within ordinances be exempt from the same rules as new ordinances are subject to.

PARK BOARD APPOINTMENT RECOMMENDATION – Mr. Clendenen stated that he would like to appoint Mr. Brian Reilly to the park board and sought council support. Mr. Reilly has recently become involved with several town activities such as the 5k and park board activities. Mr. Clendenen moved that the council appoint Mr. Brian Reilly to the park board to fulfill the term left vacant by Cindy Kimm. Mr. Eastes seconded; the council approved the motion unanimously.

CELL PHONE DISCUSSION – No new information at this time.

IACT MEDICAL TRUST – Mr. Eastes stated that he has shared his concerns regarding the proper management of Health Savings Accounts and Health Insurance premiums. He is proceeding with examining options on addressing any concerns and proceeding correctly. Mr. Eastes also mentioned that IACT has established a medical trust program. He will be seeking additional information on this program.

FINANCIAL REPORT – Ms. Spannuth provided the June 30, 2011 reconciled fund and appropriation balances. She also provided a report updated through July 19, 2011 for the sake of discussion as well. The upcoming 2011 budget was discussed as well as a tentative budget planning calendar. The manner in which park maintenance items are budgeted was briefly discussed.

VOUCHERS – The July 19, 2011 line item vouchers were approved. Discussion ensued pertaining to the town’s ability to obtain municipal discounts with some vendors commonly used.

ADJOURN – The meeting was adjourned until August 2, 2011.

APPROVE:

ATTEST:

JOHN CLENDENEN
Council President

PAMELA SPANNUTH
Clerk-Treasurer